



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Application of

Shinichiro ASANO et al.

Confirmation No.: Unassigned

Appln. No.: 10/089,678

Group Art Unit: Unassigned

Filed: April 3, 2002

Examiner: Unassigned

For: PROTEIN HAVING INSECTICIDAL ACTIVITY, DNA ENCODING THE PROTEIN,
AND NOXIOUS ORGANISM-CONTROLLING AGENT AND METHOD

**STATEMENT TO SUPPORT FILING AND SUBMISSION IN
ACCORDANCE WITH 37 C.F.R. §§ 1.821-1.825**

Assistant Commissioner for Patents
Washington, D.C. 20231
Box SEQUENCE

Sir:

In connection with the initial copy of the computer readable form of the Sequence Listing submitted herewith, the undersigned hereby states that:

1. the application filed April 3, 2002, contained a paper copy of the Sequence Listing, but not a computer readable form of the Sequence Listing;
2. the submission, filed herewith in accordance with 37 C.F.R. § 1.821(g), does not include any new matter;
3. the content of the attached computer readable copy of the Sequence Listing, submitted in accordance with 37 C.F.R. § 1.821(e), and the attached paper copy of the Sequence Listing submitted in accordance with 37 C.F.R. § 1.821(c), are the same; and
4. all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further, that these statements were

**STATEMENT TO SUPPORT FILING AND SUBMISSION
IN ACCORDANCE WITH 37 C.F.R. §§ 1.821-1.825**

Q68821

made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent resulting therefrom.

Respectfully submitted,



Drew Hissong
Registration No. 44,765

SUGHRUE MION, PLLC
2100 Pennsylvania Avenue, N.W.
Washington, D.C. 20037-3213
Telephone: (202) 293-7060
Facsimile: (202) 293-7860

Date: May 2, 2002